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IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON

MARY NOVOTNY

CV 06-1198-MA

Plaintiff,

٧.

ORDER GRANTING ATTORNEYS' FEES UNDER 42 U.S.C. § 406(b)

MICHAEL J. ASTRUE Commissioner of Social Security,

Defendant.

Attorneys' fees in the amount of \$12,983.75 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds that this is a reasonable fee in light of the circumstances in this case. Previously, this court awarded Plaintiff attorney fees in the amount of \$2,696.36 under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the 406(b) check for payment to Plaintiff's attorneys, the Commissioner is directed to subtract the amount previously awarded under the EAJA and send Plaintiff's attorney the balance of \$10,287.39 minus any applicable processing fees as allowed by statute.

DATED this /3 day of August, 2007.

Maksh F March
United States District Judge

Presented by:

<u>/s/ Alan Graf</u> Alan Graf Of Attorneys for Plaintiff